**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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GE Healthcare Ltd.,
Petitioner,

v.

Johns Hopkins University,
Patent Owner.

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Case No. IPR2026-00069
U.S. Patent No. 11,938,201

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# PETITIONER'S MOTION TO SEAL

***Mail Stop "PATENT BOARD"***
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

## I. RELIEF REQUESTED

Pursuant to 37 C.F.R. §§ 42.14, 42.54, 35 U.S.C. § 326(a)(1), the Patent Trial and Appeal Board's ("PTAB") Consolidated Trial Practice Guide, Section I.E., and the Modified Protective Order filed on July 1, 2026 (Paper 17) and entered on July 8, 2026 (Paper 19), Petitioner moves to seal the confidential version of Petitioner's Reply to Patent Owner's Response and exhibits thereto according to the terms of the Modified Protective Order entered in this proceeding. Patent Owner has indicated it does not oppose this motion.

## II. GOOD CAUSE EXISTS FOR SEALING CERTAIN CONFIDENTIAL INFORMATION

The Consolidated Trial Practice Guide provides that "the rules aim to strike a balance between the public's interest in maintaining a complete and understandable file history and the parties' interest in protecting truly sensitive information." Consolidated Trial Practice Guide ("TPG"), § I(E). The rules also "identify confidential information in a manner consistent with Federal Rule of Civil Procedure 26(c)(1)(G), which provides for protective orders for trade secret or other confidential research, development or commercial information." *Id*. § I(E)(2) (citing 37 C.F.R. § 42.54).

Based on the procedure provided in the TPG, Petitioner seeks to prevent the disclosure of Patent Owner's confidential information contained in the materials Petitioner sets forth in this Motion.

## III. IDENTIFICATION OF CONFIDENTIAL INFORMATION

Specifically, Petitioner seeks to prevent disclosure of Patent Owner's confidential information contained in the following documents.

1. Paper 24: Petitioner's Reply to Patent Owner's Response
2. EX1070: Second Declaration of Dr. Brian Zeglis
3. EX1071: JHU Production Records

### A. Paper 24: Petitioner's Reply to Patent Owner's Response

Petitioner seeks to prevent the disclosure of Patent Owner's confidential information contained in Petitioner's Reply to Patent Owner's Response, which discusses Patent Owner's confidential information and documents that Patent Owner has marked as "PROTECTIVE ORDER MATERIAL." Petitioner's discussions of Patent Owner's information and documents include references to certain confidential experimental data. Through its markings, Patent Owner has represented that the documents and information contained therein are indeed confidential, and Petitioner is unaware that the information sought to be sealed has been published or otherwise made public. Petitioner has, to the best of its ability, limited the material in its Reply to Patent Owner's Response to non-confidential information. A public, redacted version of Petitioner's Reply to Patent Owner's Response is filed herewith.

### B. Petitioner's Exhibit 1070

Petitioner seeks to prevent the disclosure of Patent Owner's confidential information contained in the Second Declaration of Dr. Brian Zeglis, which discusses Patent Owner's confidential information and documents that Patent Owner has marked as "PROTECTIVE ORDER MATERIAL." Petitioner's discussions of Patent Owner's information and documents include references to certain confidential experimental data. Through its markings, Patent Owner has represented that the documents and information contained therein are indeed confidential, and Petitioner is unaware that the information sought to be sealed has been published or otherwise made public. Petitioner has, to the best of its ability, limited the material in the Second Declaration of Dr. Brian Zeglis to non-confidential information. A public, redacted version of the Second Declaration of Dr. Brian Zeglis is filed herewith.

### C. Petitioner's Exhibit 1071

Petitioner seeks to prevent the disclosure of confidential information contained in Exhibit 1071, which is a compilation of Patent Owner's confidential information and documents that Patent Owner has marked as "PROTECTIVE ORDER MATERIAL." The information contained therein contains confidential experimental data. Through its markings, Patent Owner has represented that the documents and information contained therein are indeed confidential, and

Petitioner is unaware that the information sought to be sealed has been published or otherwise made public.

## IV. CONCLUSION

For the foregoing reasons, Petitioner respectfully requests that the Board seal the confidential version of Petitioner's Reply to Patent Owner's Response (Paper 24) and Exhibits 1070 and 1071.

Dated: August 20, 2026

Respectfully Submitted,

/Jeffrey P. Kushan
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**CERTIFICATE OF SERVICE**

Pursuant to 37 C.F.R. § 42.6(e), I hereby certify that on this 20th day of August, 2026, I caused to be served a true and correct copy of the foregoing by e-mail on the following counsel of record for Patent Owner:

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